

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

RE: COMPLAINT OF US LEC OF
TENNESSEE, INC. AGAINST ELECTRIC
POWER BOARD OF CHATTANOOGA

) 02 SEP 26 PM 3 47
) Docket No. 02-00562
)
) TN REGULATORY AUTHORITY
DOCKET ROOM

AGREED MOTION TO SUSPEND PROCEDURAL SCHEDULE

Both the Complainant, US LEC ("US LEC") and the Respondent, the Electric Power Board of Chattanooga ("EPB") request that the dates for the filing of direct and rebuttal testimony in this case be temporarily suspended pending a ruling by the Hearing Officer on discovery issues.

Both US LEC and EPB filed their responses to discovery on September 20, 2002. Each party objected to a substantial number of the questions asked by the other and each is considering filing a Motion to Compel or requesting permission to conduct additional discovery. Until these issues are resolved and the parties learn whether they will – or will not – be able to obtain additional information, there seems little reason to require them to file testimony based, perhaps, on incomplete information.

Therefore, as the parties anticipated the hearing on EPB's Motion to Dismiss, it is now appropriate and necessary to suspend the filing of testimony until these discovery issues are resolved. The parties therefore jointly request that the Hearing Officer suspend the present procedural schedule, set a date for the filing of Motions to Compel and, if necessary, a date for a pre-hearing conference to address those Motions.

Respectfully submitted,

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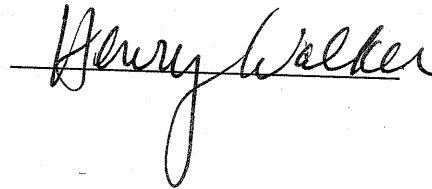
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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing document has been forwarded
via U.S. Mail, postage prepaid, on this 26th day of September, 2002 to:

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A handwritten signature in cursive script, appearing to read "Henry Walker", written over a horizontal line.